



DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree under the Comprehensive Environmental Response, Compensation, and Liability Act

On December 20, 2021, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Northern District of Illinois in the lawsuit entitled *United States v. H. Kramer & Co., et al.*, Case No. 1:21-cv-6749.

The United States filed a Complaint in this lawsuit under Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607. The Complaint seeks reimbursement of more than \$2.189 million in costs that the U.S. Environmental Protection Agency (“EPA”) incurred for environmental cleanup-related response activities relating to the Pilsen Area Soil Site in Chicago, Illinois. The three defendants in the lawsuit are H. Kramer & Co., BNSF Railway Company, and the City of Chicago.

When the Complaint was filed, the United States also lodged a proposed Consent Decree that would settle the claims asserted in the Complaint on agreed terms and conditions. The defendants would pay the United States a total of \$1.95 million in settlement of the United States’ claims for recovery of EPA’s unreimbursed past costs.

The publication of this notice opens a period for public comment on the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. H. Kramer & Co., et al.*, D.J. Ref. No. 90-11-3-12477. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by e-mail or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By e-mail	pubcomment-ees.enrd@usdoj.gov
By mail	Assistant Attorney General U.S. DOJ – ENRD P.O. Box 7611 Washington, D.C. 20044-7611

During the public comment period, the proposed Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>.

We will provide a paper copy of the proposed Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to:

Consent Decree Library
U.S. DOJ – ENRD
P.O. Box 7611
Washington, D.C. 20044-7611.

Please enclose a check or money order for \$5.75 (25 cents per page reproduction cost) payable to the United States Treasury.

Patricia A. McKenna,
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Environment and Natural Resources Division.

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